BEFORE THE MEDICAL BOARD OF CALIFORNIA DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA

In the Matter of the Accusation Against:

Joseph Robert Brownfield, M.D.

Case No. 800-2020-066408

Physician's and Surgeon's Certificate No. A 90488

Respondent.

DECISION

The attached Stipulated Surrender of License and Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on October 28, 2021.

IT IS SO ORDERED October 21, 2021.

MEDICAL BOARD OF CALIFORNIA

William Prasifka Executive Director

DCU35 (Rev 07-2021)

-			No.	
1	ROB BONTA			
2	Attorney General of California JANE ZACK SIMON			
3	Supervising Deputy Attorney General THOMAS OSTLY	· · · · · · · · · · · · · · · · · · ·		
4	Deputy Attorney General State Bar No. 209234			
	455 Golden Gate Avenue, Suite 11000	•		
5	San Francisco, CA 94102-7004 Telephone: (415) 510-3871			
6	Attorneys for Complainant			
7	BEFÖR	E THE		
8.	MEDICAL BOARD OF CALIFORNIA			
9	DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA			
10			Marine Marine	
11	In the Matter of the Accusation Against:	Case No. 800-2020-066408		
12	JOSEPH ROBERT BROWNFIELD, M.D.	OAH No. 2021070917	*** ***	
13	5143 Bakman Ave Apt. 406 North Hollywood CA 91601-4915	STIPULATED SURRENDI LICENSE AND ORDER	ER OF	
14 15	Physician's and Surgeon's Certificate No. A 90488		· .	
16.	Respondent.		ų.	
17	Company of the second s		· L. C.	
18	In the interest of a prompt and speedy settl	ement of this matter, consistent	with the public	
19	interest and the responsibility of the Medical Board of California of the Department of Consume			
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20	Affairs, the parties hereby agree to the following Stipulated Surrender and Disciplinary Order which will be submitted to the Board for approval and adoption as the final disposition of the			
21		ii and adoption as the that disp	öziriön ör nic	
22	Accusation.			
23	PARTIES			
24	1. William Prasifka (Complainant) is the Executive Director of the Medical Board of			
25	California (Board). He brought this action solely in his official capacity and is represented in th			
26	matter by Rob Bonta, Attorney General of the State of California, by Thomas Ostly, Deputy			
27	Attorney General.			
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26.

- 2. JOSEPH ROBERT BROWNFIELD, M.D. (Respondent) is representing himself in this proceeding and has chosen not to exercise his right to be represented by counsel.
- 3. On or about March 18, 2005, the Board issued Physician's and Surgeon's Certificate No. A 90488 to JOSEPH ROBERT BROWNFIELD, M.D. (Respondent). The Physician's and Surgeon's Certificate expired on November 30, 2020, and has not been renewed.

JURISDICTION

4. Accusation No. 800-2020-066408 was filed before the Board, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on December 7, 2020. Respondent timely filed his Notice of Defense contesting the Accusation. A copy of Accusation No. 800-2020-066408 is attached as Exhibit A and incorporated by reference.

ADVISEMENT AND WAIVERS

- 5. Respondent has carefully read, and understands the charges and allegations in Accusation No. 800-2020-066408. Respondent also has carefully read, and understands the effects of this Stipulated Surrender of License and Order.
- 6. Respondent is fully aware of his legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel, at his own expense; the right to confront and cross-examine the witnesses against him; the right to present evidence and to testify on his own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.
- 7. Respondent voluntarily, knowingly, and intelligently waives and gives up each and every right set forth above.

CULPABILITY

8. Respondent admits the truth of each and every charge and allegation in Accusation No. 800-2020-066408, agrees that cause exists for discipline and hereby surrenders his Physician's and Surgeon's Certificate No. A 90488 for the Board's formal acceptance.

9. Respondent understands that by signing this stipulation he enables the Board to issue an order accepting the surrender of his Physician's and Surgeon's Certificate without further process.

CONTINGENCY

- and agrees that counsel for Complainant and the staff of the Board may communicate directly with the Board regarding this stipulation and surrender, without notice to or participation by Respondent. By signing the stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the Stipulated Surrender and Disciplinary Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not be disqualified from further action by having considered this matter.
- 11. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Surrender of License and Order, including PDF and facsimile signatures thereto, shall have the same force and effect as the originals.
- 12. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Order:

ORDER

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 90488, issued to Respondent JOSEPH ROBERT BROWNFIELD, M.D., is surrendered and accepted by the Board.

- 1. Respondent shall lose all rights and privileges as a Physician and Surgeon in California as of the effective date of the Board's Decision and Order.
- 2. Respondent shall cause to be delivered to the Board his pocket license and, if one was issued, his wall certificate on or before the effective date of the Decision and Order.
- 3. If Respondent ever files an application for licensure or a petition for reinstatement in the State of California, the Board shall treat it as a petition for reinstatement. Respondent must

comply with all the laws, regulations and procedures for reinstatement of a revoked or 1 surrendered license in effect at the time the petition is filed, and all of the charges and allegations 2 contained in Accusation No. 800-2020-066408 shall be deemed to be true, correct and admitted 3 by Respondent when the Board determines whether to grant or deny the petition. 4 : 5 ACCEPTANCE б Thave carefully read the Stipulated Surrender of License and Order. I understand the 7 stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into 8 this Stipulated Surrender of License and Order voluntarily, knowingly, and intelligently, and 9 agree to be bound by the Decision and Order of the Medical Board of California. 10 11 12 DATED: ROBERT BROWNFIELD, M.D. 13 /Respondent 14 **ENDORSEMENT** 15 The foregoing Stipulated Surrender of License and Order is hereby respectfully submitted 16 for consideration by the Medical Board of California of the Department of Consumer Affairs. 17 DATED: 09/30/2021 Respectfully submitted, 18 ROB BONTA 19 Attorney General of California JANE ZACK SIMON 20 Supervising Deputy Attorney General 21 22 /s/ Thomas Ostly THOMAS OSTLY 23 Deputy Attorney General Attorneys for Complainant 24 25 26 SF2020400505 42847725.docx 27. 28

Exhibit A Accusation No. 800-2020-066408

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12	In the Matter of the Accusation Against:	Case No. 800-2020-066408	
13	Joseph Robert Brownfield, M.D.	ACCUSATION	
14	5143 Bakman Ave, Apt. 406 North Hollywood, CA 91601-4915		
15 16	Physician's and Surgeon's Certificate No. A 90488,		
17	Responden		
18			
19	<u>PAI</u>	RTIES	
20	1. William Prasifka (Complainant) brings this Accusation solely in his official capacity		
21	as the Executive Director of the Medical Board of California, Department of Consumer Affairs		
22	(Board).		
23	2. On or about March 18, 2005, the Medical Board issued Physician's and Surgeon's		
24	Certificate Number A 90488 to Joseph Robert Brownfield, M.D. (Respondent). The Physician's		
25	and Surgeon's Certificate expires on November 30, 2020, and has not been renewed.		
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JURISDICTION

- 3. This Accusation is brought before the Medical Board of California under the authority of the following sections of the California Business and Professions Code (Code) and/or other relevant statutory enactment:
 - A. Section 2227 of the Code provides in part that the Board may revoke, suspend for a period not to exceed one year, or place on probation, the license of any licensee who has been found guilty under the Medical Practice Act, and may recover the costs of probation monitoring.
 - B. Section 2305 of the Code provides, in part, that the revocation, suspension, or other discipline, restriction or limitation imposed by another state upon a license to practice medicine issued by that state, or the revocation, suspension, or restriction of the authority to practice medicine by any agency of the federal government, that would have been grounds for discipline in California under the Medical Practice Act, constitutes grounds for discipline for unprofessional conduct.
 - C. Section 141 of the Code provides:
 - "(a) For any licensee holding a license issued by a board under the jurisdiction of a department, a disciplinary action taken by another state, by any agency of the federal government, or by another country for any act substantially related to the practice regulated by the California license, may be a ground for disciplinary action by the respective state licensing board. A certified copy of the record of the disciplinary action taken against the licensee by another state, an agency of the federal government, or by another country shall be conclusive evidence of the events related therein.
 - "(b) Nothing in this section shall preclude a board from applying a specific statutory provision in the licensing act administered by the board that provides for discipline based upon a disciplinary action taken against the licensee by another state, an agency of the federal government, or another country."

FIRST CAUSE FOR DISCIPLINE

(Discipline, Restriction, or Limitation Imposed by Another State)

4. On April 3, 2020 the State of Florida Department of Health (Department) executed an Order of Emergency Restriction of License for Respondent (Order) after it found that Dr. Brownfield constituted an immediate, serious danger to the public health, safety, and welfare.

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Executive Office

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Protecting consumers by advancing high quality, safe medical care.

Gavin Newsom, Governor, State of California | Business, Consumer Services and Housing Agency | Department of Consumer Affairs

June 15, 2020

Joseph Robert Brownfield, M.D. 5143 Bakman Avenue, #406 North Hollywood, CA 91601-4915

RE: NOTICE OF OUT OF STATE SUSPENSION ORDER

California License:

A 90488

Case Number:

800-2020-066408

Dear Dr. Brownfield:

California Business and Professions Code section 2310 authorizes the Medical Board of California to immediately suspend the California medical license of any physician and surgeon whose medical license has been suspended or revoked in any other state or by any agency of the federal government. A copy of Business and Professions Code section 2310 is enclosed for your review.

The Medical Board of California has determined, upon review of certified documents from the Florida Board of Medicine, that your Florida license to practice medicine was suspended on April 3, 2020. Based on this suspension, your California medical license has been suspended effective immediately. This action will be reported to the National Practitioner Data Bank and the Federation of State Medical Boards.

You have a right to a hearing on the issue of penalty, as provided by Business and Professions Code section 2310(c). This hearing will be held within 90 days from the date of request. You may send this request to:

Jane Zack Simon
Supervising Deputy Attorney General
Department of Justice
455 Golden Gate Avenue, Suite 11000
San Francisco, CA 94102

Should the status of your medical license in Florida change, please notify us immediately. If you have any questions regarding this matter, please contact Shari Wilkie at (916) 263-2624 or shari.wilkie@mbc.ca.gov.

Sincerely,

Interim Executive Director

Enclosure